

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

|   |   |                                   |
|---|---|-----------------------------------|
| <hr/>                                     |   | X                                 |
| JOSEPH GELMIS, Individually and On Behalf | : | Civil Action No.1:08-cv-00980-RMB |
| of All Others Similarly Situated,         | : |                                   |
|   | : | <u>CLASS ACTION</u>               |
| Plaintiff,                                | : |                                   |
|   | : |                                   |
| vs.                                       | : |                                   |
|   | : |                                   |
| MUNICIPAL MORTGAGE & EQUITY, LLC,         | : |                                   |
| et al.,                                   | : |                                   |
|   | : |                                   |
| Defendants.                               | : |                                   |
|   | : |                                   |
| <hr/>                                     |   | X                                 |
| JULES ROTHAS, Individually and On Behalf  | : | Civil Action No.1:08-cv-01120-RMB |
| of All Others Similarly Situated,         | : |                                   |
|   | : | <u>CLASS ACTION</u>               |
| Plaintiff,                                | : |                                   |
|   | : |                                   |
| vs.                                       | : |                                   |
|   | : |                                   |
| MUNICIPAL MORTGAGE & EQUITY, LLC,         | : |                                   |
| et al.,                                   | : |                                   |
|   | : |                                   |
| Defendants.                               | : |                                   |
|   | : |                                   |
| <hr/>                                     |   | X                                 |
| [Caption continued on following page.]    |   |                                   |

**NOTICE OF MOTION FOR CONSOLIDATION, APPOINTMENT AS LEAD  
PLAINTIFF AND FOR APPROVAL OF SELECTION OF LEAD COUNSEL**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

---

ARNOLD ROSS, Individually and On Behalf  
of All Others Similarly Situated,

Plaintiff,

vs.

MUNICIPAL MORTGAGE & EQUITY, LLC,  
et al.,

Defendants.

X

Civil Action No.1:08-cv-01299-RMB

CLASS ACTION

X

---

ALEX D'ANGELO, Individually and On Behalf  
of All Others Similarly Situated,

Plaintiff,

vs.

MUNICIPAL MORTGAGE & EQUITY, LLC,  
et al.,

Defendants.

X

Civil Action No.1:08-cv-01331-RMB

CLASS ACTION

X

---

NAOMI RAPAHHEL, Individually and On Behalf  
of All Others Similarly Situated,

Plaintiff,

vs.

MUNICIPAL MORTGAGE & EQUITY, LLC,  
et al.,

Defendants.

X

**NOTICE OF MOTION FOR CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFF AND FOR APPROVAL OF SELECTION OF LEAD COUNSEL**

PLEASE TAKE NOTICE that class member Tony Broy (“Broy”), by his counsel, will hereby move this Court, on a date and at such time as may be designated by the Court, for an Order (attached hereto as Exhibit A): (i) consolidating the Actions; (ii) appointing Broy as Lead Plaintiff; (iii) approving Broy’s selection of the law firm of Bull & Lifshitz LLP to serve as Lead Counsel; and (iv) granting such other and further relief as the Court may deem just and proper. In support of this Motion, Broy submits herewith a Memorandum of Law and Declaration of Joshua M. Lifshitz dated March 31, 2008.

DATED: March 31, 2008

BULL & LIFSHITZ, LLP

By: /s/ Joshua M. Lifshitz  
Joshua M. Lifshitz (JL-9172)  
Peter D. Bull (PB-9118)  
18 East 41<sup>st</sup> Street  
New York, New York 10017  
(212) 213-6222

[Proposed] Lead Counsel for Plaintiff

**CERTIFICATE OF SERVICE**

I, Irina Lust, hereby certify that on March 31, 2008, I caused a true and correct copy of the attached:

Notice of Motion for Consolidation, Appointment as Lead Plaintiff and for Approval of Selection of Lead Counsel;

Memorandum in Support of the Motion of Tony Broy for Consolidation, Appointment as Lead Plaintiff and for Approval of Selection of Lead Counsel; and

Declaration of Joshua M. Lifshitz in Support of the Motion of Tony Broy for Consolidation, Appointment as Lead Plaintiff and for Approval of Selection of Lead Counsel

to be served: (i) electronically on all counsel registered for electronic service for this case; and  
(ii) by first-class mail to all additional counsel on the attached service list.

/s/ Irina Lust  
Irina Lust

**MUNICIPAL MORTGAGE & EQUITY,  
LLC**

Service List - 03/31/2008

Page 1 of 2

**Counsel for Defendant(s)**

Earl W. Cole  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

Michael L. Falcone  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

William S. Harrison  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

Mark K. Joseph  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

Gary A. Montesana  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

Robert J. Banks  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

Charles C. Baum  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

Richard O. Berndt  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

Eddie C. Brown  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

Robert S. Hillman  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

Douglas A. McGregor  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

Arthur S. Mehlman  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

Fred N. Pratt Jr.  
Co/ Municipal Mortgage & Equity, LLC  
621 E. Pratt Street, Suite 300  
Baltimore, MD 21202

**Counsel for Plaintiff(s)**

Laurence Matthew Rosen  
Phillip C. Kim  
The Rosen Law Firm, P.A.  
3505<sup>th</sup> Avenue, Suite 5508  
New York, NY 10118  
**Counsel for Joseph S. Gelmis**

**MUNICIPAL MORTGAGE & EQUITY,  
LLC**

Service List - 03/31/2008

Page 2 of 2

**Counsel for Plaintiff(s) [cont.]**

Samuel Howard Rudman  
Coughlin, Stoia, Geller,  
Rudman & Robbins, LLP  
58 South Service Road, Suite 200  
Melville, NY 11747  
**Counsel for Jules Rothas**

Nancy Kaboolian  
Abbey Spanier Rodd  
Abrams & Paradis, LLP  
212 East 39<sup>th</sup> Street  
New York, NY 10016  
**Counsel for Arnold J. Ross**

Joshua B. Silverman  
One North LaSalle Street  
Suite 2225  
Chicago, IL 60602  
**Counsel for Naomi Raphael**

Klari Neuwelt  
Law Office of Klari Neuwelt  
110 East 59<sup>th</sup> Street, 29<sup>th</sup> Floor  
New York, NY 10022  
**Counsel for Naomi Raphael**

Evan J. Smith  
Brodsky & Smith L.L.C.  
240 Mineola Blvd.  
Mineola, NY 11501  
**Counsel for Alex D'Angelo**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

|   |   |                                   |
|---|---|-----------------------------------|
| _____                                     | X |                                   |
| JOSEPH GELMIS, Individually and On Behalf | : | Civil Action No.1:08-cv-00980-RMB |
| of All Others Similarly Situated,         | : |                                   |
|   | : | <u>CLASS ACTION</u>               |
| Plaintiff,                                | : |                                   |
|   | : |                                   |
| vs.                                       | : |                                   |
|   | : |                                   |
| MUNICIPAL MORTGAGE & EQUITY, LLC,         | : |                                   |
| et al.,                                   | : |                                   |
|   | : |                                   |
| Defendants.                               | : |                                   |
|   | : |                                   |
| _____                                     | X |                                   |
| JULES ROTHAS, Individually and On Behalf  | : | Civil Action No.1:08-cv-01120-RMB |
| of All Others Similarly Situated,         | : |                                   |
|   | : | <u>CLASS ACTION</u>               |
| Plaintiff,                                | : |                                   |
|   | : |                                   |
| vs.                                       | : |                                   |
|   | : |                                   |
| MUNICIPAL MORTGAGE & EQUITY, LLC,         | : |                                   |
| et al.,                                   | : |                                   |
|   | : |                                   |
| Defendants.                               | : |                                   |
|   | : |                                   |
| _____                                     | X |                                   |
| [Caption continued on following page.]    |   |                                   |

**[PROPOSED] ORDER CONSOLIDATING THE ACTIONS, APPOINTING LEAD  
PLAINTIFF AND APPROVING SELECTION OF COUNSEL**

|  |   |   |                                   |
|--|---|---|-----------------------------------|
| <hr/>                                      |   | X |                                   |
| ARNOLD ROSS, Individually and On Behalf    | : |   | Civil Action No.1:08-cv-01299-RMB |
| of All Others Similarly Situated,          | : |   |                                   |
|  | : |   | <u>CLASS ACTION</u>               |
| Plaintiff,                                 | : |   |                                   |
|  | : |   |                                   |
| vs.  | : |   |                                   |
|  | : |   |                                   |
| MUNICIPAL MORTGAGE & EQUITY, LLC,          | : |   |                                   |
| et al.,                                    | : |   |                                   |
|  | : |   |                                   |
| Defendants.                                | : |   |                                   |
| <hr/>                                      |   | X |                                   |
| ALEX D'ANGELO, Individually and On Behalf  | : |   | Civil Action No.1:08-cv-01331-RMB |
| of All Others Similarly Situated,          | : |   |                                   |
|  | : |   | <u>CLASS ACTION</u>               |
| Plaintiff,                                 | : |   |                                   |
|  | : |   |                                   |
| vs.  | : |   |                                   |
|  | : |   |                                   |
| MUNICIPAL MORTGAGE & EQUITY, LLC,          | : |   |                                   |
| et al.,                                    | : |   |                                   |
|  | : |   |                                   |
| Defendants.                                | : |   |                                   |
| <hr/>                                      |   | X |                                   |
| NAOMI RAPAHHEL, Individually and On Behalf | : |   | Civil Action No.1:08-cv-02190-RMB |
| of All Others Similarly Situated,          | : |   |                                   |
|  | : |   | <u>CLASS ACTION</u>               |
| Plaintiff,                                 | : |   |                                   |
|  | : |   |                                   |
| vs.  | : |   |                                   |
|  | : |   |                                   |
| MUNICIPAL MORTGAGE & EQUITY, LLC,          | : |   |                                   |
| et al.,                                    | : |   |                                   |
|  | : |   |                                   |
| Defendants.                                | : |   |                                   |
| <hr/>                                      |   | X |                                   |



**[PROPOSED] ORDER CONSOLIDATING THE ACTIONS, APPOINTING LEAD PLAINTIFF AND APPROVING SELECTION OF COUNSEL**

Having considered the motion of Broy for Consolidation, Appointment As Lead Plaintiff And Approval Of Selection of Lead Counsel and the Memorandum of Law and Declaration of Joshua M. Lifshitz, in support thereof, and good cause appearing therefor:

1. The Actions are hereby consolidated;
2. Broy is hereby appointed Lead Plaintiff for the Class pursuant to Section 21D of the Securities Exchange Act of 1934; and
3. The law firm of Bull & Lifshitz, LLP is hereby appointed Lead Counsel.

IT IS SO ORDERED.

DATED: \_\_\_\_\_

\_\_\_\_\_  
**THE HONORABLE RICHARD M BERMAN**  
UNITED STATES DISTRICT JUDGE